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DAC

Attorney Docket No.: P-5458-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: MORDAUNT, David Haydn et al.

Serial No: 10/531,691 Examiner: Not yet assigned

Filed: April 18, 2005 Group Art Unit: Not yet assigned

Title: SYSTEM, METHOD, AND APPARATUS TO PROVIDE LASER BEAMS
OF TWO OR MORE WAVELENGTHS

PETITION TO ADD INVENTOR UNDER 37 CFR 1.48(a)

AND/OR

TO PROCEED WITHOUT EXECUTED REVISED DECLARATION

OF INVENTOR DAVID MORDAUNT UNDER 37 CFR 1.47

Mail Stop Petitions

Commissioner for Patents

P. O. Box 1450

Alexandria, VA 22313-1450

Sir:

The above identified patent application, as filed, included three inventors. By error, without deceptive intent, the name of one inventor, David Dewey, was omitted.

On October 2, 2006, the petition was denied on the grounds that not all inventors have signed the revised declaration including David Dewey as inventor. Applicants are now petitioning for reconsideration of the decision, and/or to proceed without the signature of inventor David Mordaunt under 37 CFR 1.47. Applicants include the following hereto:

- (1) an oath or declaration naming David Dewey as an inventor, and executed by Allison Ferro, Steven Scott Christiansen, and David Dewey; and
- (2) a statement of the undersigned Guy Yonay, stating that a revised oath or declaration naming David Dewey was sent to David Mordaunt, but that no signature has been received.

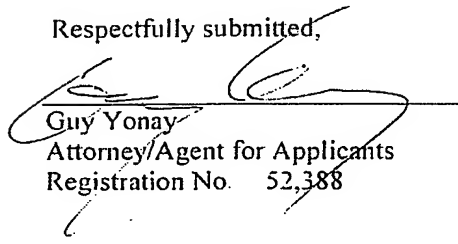
It will be noted that Mr. Mordaunt has already signed a declaration, but that such declaration did not include Mr. Dewey as well.

In light of the above, and the facts set forth in the statement of Guy Yonay, Applicants respectfully petition to proceed without the signature of Mr. Mordaunt on a revised declaration naming Mr. Dewey as an inventor.



No fee is believed to be due, however, if a fee is required, please charge Deposit Account No. 50-3355 for any fees due.

Respectfully submitted,


Guy Yonay
Attorney/Agent for Applicants
Registration No. 52,388

Dated: December 4, 2006

Pearl Cohen Zedek Latzer, LLP
1500 Broadway, 12th Floor
New York, New York 10036
Tel: (646) 878-0800
Fax: (646) 878-0801
Attorney Docket No.: P-5458-US



FROM :

FAX NO. : 5107947979

Feb. 22 2006 07:47PM P1

Attorney Docket No.: P-5458-US

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below under my name.

I believe that I am the original and first sole inventor or an original and first joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

SYSTEM, METHOD, AND APPARATUS TO PROVIDE LASER BEAMS OF TWO OR MORE WAVELENGTHS

the Specification of which

☐ is attached hereto
☒ was filed on April 18, 2005
as United States Application Number or PCT International
Application No. 10/531,691
and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified Specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, 1.56.

I hereby claim priority under Title 35, United States Code, §119 of any provisional application filed in the United States in accordance with 35 U.S.C. §119(e), or any application for patent that has been converted to a Provisional Application within one (1) year of its filing date, or any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

PRIOR FILED APPLICATION(S)

<u>APPLICATION NUMBER</u>	<u>COUNTRY</u>	<u>(DAY/MONTH/YEAR FILED)</u>	<u>PRIORITY CLAIMED</u>
PCT/US2003/029132	US	October 16, 2003	YES
60/418,719	US	October 17, 2002	YES

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application listed below, and, insofar as the subject matter of each of the claims of this application is not disclosed in any prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56, which occurred

Attorney Docket No.: P-5458-US

between the filing date of the prior application and the national or PCT international filing date of this application:

APPLICATION
NO.

FILING DATE
(DAY/MONTH/YEAR)

STATUS - PATENTED,
PENDING, ABANDONED

I hereby appoint as my attorney(s) and agent(s) Mark S. Cohen (Attorney, Registration No. 42,425) or Caleb Pollack (Attorney, Registration No. 37,912) or Guy Yonay (Attorney, Registration No. 52,388) or Guy Levi (Attorney, Registration No. 55,376) or Naim Shichrur (Agent, Registration No. 56,248) or Rachel Teitelbaum (Agent, Registration No. 56,708) or David A. Loewenstein (Attorney, Registration No. 35,591) or Robert D. Schaffer (Attorney, Registration No. 33,775), said attorney(s) and agent(s) with full power of substitution and revocation to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. These attorneys and agents are associated with Customer Number 49443.

Please address all correspondence regarding this application to:

PEARL COHEN ZEDEK LATZER, LLP
1500 BROADWAY, 12TH FLOOR
NEW YORK, NEW YORK 10036

Customer No. 49443

Direct all telephone calls to (646) 878-0800 and all facsimiles at (646) 878-0801.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon:

FULL NAME OF INVENTOR: MORDAUNT, David Haydn

FULL RESIDENCE ADDRESS: 32116 Summit Road, Los Gatos, California 95033, USA

COUNTRY OF CITIZENSHIP: United Kingdom

FULL POST OFFICE ADDRESS: same

SIGNATURE OF INVENTOR _____

DATE _____
(day / month / year)

FROM :

FAX NO. :5107947979

Feb. 22 2006 07:49PM P3


Attorney Docket No.: P-5458-US

FULL NAME OF INVENTOR: CHRISTENSEN, Steven Scott

FULL RESIDENCE ADDRESS: 38820 Judic Way, Fremont, CA 94536, USA

COUNTRY OF CITIZENSHIP: USA

FULL POST OFFICE ADDRESS: same

SIGNATURE OF INVENTOR 

DATE 2/22/06
(day / month / year)

FULL NAME OF INVENTOR: FERRO, Allison Albrecht

FULL RESIDENCE ADDRESS: 4714 Valpey Park Ave, Fremont, CA 94538, USA

COUNTRY OF CITIZENSHIP: USA

FULL POST OFFICE ADDRESS: same

SIGNATURE OF INVENTOR _____

DATE _____
(day / month / year)

FULL NAME OF INVENTOR: DEWEY, David A.

FULL RESIDENCE ADDRESS: 750 San Miguel Avenue, Sunnyvale, California 94086, USA

COUNTRY OF CITIZENSHIP: USA

FULL POST OFFICE ADDRESS: same

SIGNATURE OF INVENTOR _____

DATE _____
(day / month / year)



Attorney Docket No.: P-5458-US

FULL NAME OF INVENTOR: CHRISTENSEN, Steven Scott

FULL RESIDENCE ADDRESS: 38820 Judie Way, Fremont, CA 94536, USA

COUNTRY OF CITIZENSHIP: USA

FULL POST OFFICE ADDRESS: same

SIGNATURE OF INVENTOR _____

DATE _____
(day / month / year)

FULL NAME OF INVENTOR: FERRO, Allison Albrecht

FULL RESIDENCE ADDRESS: 4714 Valpey Park Ave, Fremont, CA 94538, USA

COUNTRY OF CITIZENSHIP: USA

FULL POST OFFICE ADDRESS: same

SIGNATURE OF INVENTOR Allison A. Ferro

DATE 21 / 2 / 06
(day / month / year)

FULL NAME OF INVENTOR: DEWEY, David A.

FULL RESIDENCE ADDRESS: 750 San Miguel Avenue, Sunnyvale, California 94086, USA

COUNTRY OF CITIZENSHIP: USA

FULL POST OFFICE ADDRESS: same

SIGNATURE OF INVENTOR _____

DATE _____
(day / month / year)



Attorney Docket No.: P-5458-US

FULL NAME OF INVENTOR: CHRISTENSEN, Steven Scott

FULL RESIDENCE ADDRESS: 38820 Judic Way, Fremont, CA 94536, USA

COUNTRY OF CITIZENSHIP: USA

FULL POST OFFICE ADDRESS: same

SIGNATURE OF INVENTOR _____

DATE _____
(day / month / year)

FULL NAME OF INVENTOR: FERRO, Allison Albrecht

FULL RESIDENCE ADDRESS: 4714 Valpey Park Ave, Fremont, CA 94538, USA

COUNTRY OF CITIZENSHIP: USA

FULL POST OFFICE ADDRESS: same

SIGNATURE OF INVENTOR _____

DATE _____
(day / month / year)

FULL NAME OF INVENTOR: DEWEY, David A.

FULL RESIDENCE ADDRESS: 750 San Miguel Avenue, Sunnyvale, California 94086, USA

COUNTRY OF CITIZENSHIP: USA

FULL POST OFFICE ADDRESS: same

SIGNATURE OF INVENTOR David A Dewey

DATE 22 FEB 2006
(day / month / year)



Attorney Docket No.: P-5458-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: MORDAUNT, David Haydn et al.

Serial No: 10/531,691 Examiner: Not yet assigned

Filed: April 18, 2005 Group Art Unit: Not yet assigned

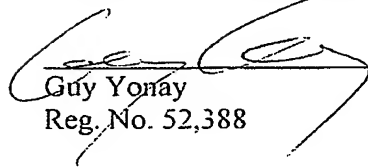
Title: SYSTEM, METHOD, AND APPARATUS TO PROVIDE LASER BEAMS
OF TWO OR MORE WAVELENGTHS

STATEMENT OF GUY YONAY IN SUPPORT OF
PETITION TO ADD INVENTOR UNDER 37 CFR 1.48(a)
AND/OR
TO PROCEED WITHOUT EXECUTED REVISED DECLARATION
OF INVENTOR DAVID MORDAUNT UNDER 37 CFR 1.47

I, the undersigned, Guy Yonay, submit this declaration in support of a petition under 37 C.F.R §1.48(a) and/or §1.47.

1. I am a partner at Pearl Cohen Zedek Latzer, the law firm representing Applicants and assignee in the above-reference application.
2. On February 15, 2006, I wrote to Mr. David Haydn Mordaunt a letter requesting that he sign a declaration naming Mr. David Dewey as an inventor. The letter is attached as Exhibit A.
3. On October 2, 2006, the USPTO denied Applicants' petition to add Mr. Dewey as an inventor, inter alia, for failure to submit a signed declaration naming Mr. Dewey as an inventor and signed by Mr. Mordaunt.
4. On October 12, 2006, I wrote again to Mr. Mordaunt requesting that he sign a declaration naming Mr. David Dewey as an inventor. The letter is attached as Exhibit B.
5. I have not received a reply to either of these letters.

I declare that the above is true and accurate to the best of my knowledge.



Guy Yonay
Reg. No. 52,388

Dated: December 4, 2006

Exhibit A

Sharon Braude

From: Sharon Braude
Sent: Wednesday, 15-February-2006 4.59 PM
To: 'Mordauntbiz@aol.com'
Cc: Guy Yonay
Subject: URGENT - Our Ref: P-5458-US
Importance: High

Dear Mr. Mordaunt,

Please see the attached correspondence.

Regards,

Sharon

Best regards,

Sharon Braude
Assistant to Zeev Pearl & Guy Yonay

Pearl Cohen Zedek Latzer
5 Shenkar Street
P.O. Box 12704
Herzlia 46733, Israel
Tel: +972-9-972-8000
Direct Tel: +972-9-972-8047
Fax: +972-9-972-8001
E-mail: Sharonbr@pczlaw.com

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USA
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Fax 212.632.3489

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Nachman Cohen-Zedek**
Zeev Pearl*
Mark S. Cohen**
Doron Latzer**
Dekel Shilo**
Guy Yonay**
Joel M. Stein*
Kallia Klein
Daniel Bustanai
Joel Vidal*
Hila Laufer-Nir
Dor Cohen-Zedek
Yosi Barkai*
Hilli Blum*
Ohad Mayblum
Oded Kadosh**
Netta Nashilevich
Netanel Bouzaglo
Dori Eyal
Idan Frydman
Sagit Sazgar
Yossi Markovich

Senior Counsel (not admitted in Israel)
David A. Loewenstein**
Caleb Pollack**

Admitted in Other Jurisdictions
Nathaniel B. Buchek*
Guy Levi, Ph.D.*
Mordecai Goldstein*

Patent Attorneys/Agents
Naomi Liver, M.Sc.*
Irit Gordon, Ph.D.*
Naim Shichrur, B.Sc.*
Rachel Teitelbaum, Ph.D.*

Scientific Advisors
Marc Trilel, Ph.D.
Tamar van der Boom, Ph.D.
Dror Shifan, Ph.D.
Michal Moav, B.Sc. EE
Yaffa Schindler, Ph.D.
Assaf Geyra Ph.D.
Allen Richter M.Sc.
Michal Shomron B.Sc.

Trademark Specialist
Anat Hanania, LL.B.

* admitted in New York
** also admitted in other jurisdictions
* Israeli patent attorney
* admitted to the USPTO
Shlomo Cohen-Zedek (1905-1997)

February 15, 2006

Direct Dial: 972-9-972-8008

Direct E-mail: Guy.Yonay@pczlaw.com

Via E-Mail

E-mail: mordauntbiz@aol.com

David Haydn Mordaunt
32116 Summit Road
Los Gatos, CA 95033

RE: US Patent Application
National Phase of PCT/US03/29132
**SYSTEM, METHOD, AND APPARATUS TO PROVIDE LASER
BEAMS OF TWO OR MORE WAVELENGTHS**
Inventor(s): MORDAUNT, David Haydn et al
Assignee(s): Lumenis Inc.
US Serial No.: 10/531,691
US Filing Date: 18-Apr-2005
Your reference: Please advise
Our reference: P-5458-US (183250)

Dear David:

Thank you for returning to us the signed inventor Declaration in the above-referenced patent application. Pursuant to Allison's suggestion, however, we are adding David A. Dewey as a named inventor. Therefore, according to the law, we are required to submit a revised Declaration naming all four inventors.

In addition, we have not received a signed Assignment of the invention to Lumenis. Therefore, I am enclosing an Assignment for your signature. Please sign and date the Assignment in blue ink and have a witness sign and date the Assignment and write his/her name and address in the space provided.

Kindly sign and return the enclosed revised Declaration and Assignment documents to us by fax or scan/email to the above contact information.

Please note that the USPTO has given us until February 22, 2006 to submit these papers. We apologize for the inconvenience; however, we will appreciate receiving the signed documents by Monday, February 20, 2006. Please feel free to contact me with any questions at (212) 632-3496

Thank you in advance.

Yours sincerely,

Guy Yonay
Pearl Cohen Zedek Latzer

cc: Zeev Pearl
P:\P-5400\5458\US\drafts\Ltr_Mordaunt FEB06.doc (shb)

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below under my name.

I believe that I am the original and first sole inventor or an original and first joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**SYSTEM, METHOD, AND APPARATUS TO PROVIDE LASER BEAMS OF
TWO OR MORE WAVELENGTHS**

the Specification of which

☐

is attached hereto

☒

was filed on April 18, 2005

as United States Application Number or PCT International
Application No. 10/531,691

and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified Specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, 1.56.

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PRIOR FILED APPLICATION(S)

<u>APPLICATION NUMBER</u>	<u>COUNTRY</u>	<u>(DAY/MONTH/YEAR FILED)</u>	<u>PRIORITY CLAIMED</u>
PCT/US2003/029132	US	October 16, 2003	YES
60/418,719	US	October 17, 2002	YES

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application listed below, and, insofar as the subject matter of each of the claims of this application is not disclosed in any prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56, which occurred

between the filing date of the prior application and the national or PCT international filing date of this application:

APPLICATION NO.	FILING DATE (DAY/MONTH/YEAR)	STATUS – PATENTED, PENDING, ABANDONED
--------------------	---------------------------------	--

I hereby appoint as my attorney(s) and agent(s) Mark S. Cohen (Attorney, Registration No. 42,425) or Caleb Pollack (Attorney, Registration No. 37,912) or Guy Yonay (Attorney, Registration No. 52,388) or Guy Levi (Attorney, Registration No. 55,376) or Naim Shichrur (Agent, Registration No. 56,248) or Rachel Teitelbaum (Agent, Registration No. 56,708) or David A. Loewenstein (Attorney, Registration No. 35,591) or Robert D. Schaffer (Attorney, Registration No. 33,775), said attorney(s) and agent(s) with full power of substitution and revocation to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. These attorneys and agents are associated with **Customer Number 49443**.

Please address all correspondence regarding this application to:

PEARL COHEN ZEDEK LATZER, LLP
1500 BROADWAY, 12TH FLOOR
NEW YORK, NEW YORK 10036

Customer No. 49443

Direct all telephone calls to (646) 878-0800 and all facsimiles at (646) 878-0801.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

FULL NAME OF INVENTOR: **MORDAUNT, David Haydn**

FULL RESIDENCE ADDRESS: **32116 Summit Road, Los Gatos, California 95033, USA**

COUNTRY OF CITIZENSHIP: **United Kingdom**

FULL POST OFFICE ADDRESS: **same**

SIGNATURE OF INVENTOR _____

DATE _____
(day / month / year)

FULL NAME OF INVENTOR: **CHRISTENSEN, Steven Scott**

FULL RESIDENCE ADDRESS: **38820 Judie Way, Fremont, CA 94536, USA**

COUNTRY OF CITIZENSHIP: **USA**

FULL POST OFFICE ADDRESS: **same**

SIGNATURE OF INVENTOR _____

DATE _____
(day / month / year)

FULL NAME OF INVENTOR: **FERRO, Allison Albrecht**

FULL RESIDENCE ADDRESS: **4714 Valpey Park Ave, Fremont, CA 94538, USA**

COUNTRY OF CITIZENSHIP: **USA**

FULL POST OFFICE ADDRESS: **same**

SIGNATURE OF INVENTOR _____

DATE _____
(day / month / year)

FULL NAME OF INVENTOR: **DEWEY, David A.**

FULL RESIDENCE ADDRESS: **750 San Miguel Avenue, Sunnyvale, California 94086, USA**

COUNTRY OF CITIZENSHIP: **USA**

FULL POST OFFICE ADDRESS: **same**

SIGNATURE OF INVENTOR _____

DATE _____
(day / month / year)

ASSIGNMENT

In consideration of One Dollar (\$1.00), and other good and valuable consideration, the Receipt of which is hereby acknowledged, I the undersigned, MORDAUNT, David Haydn residing at 32116 Summit Road, Los Gatos, California 95033, USA; CHRISTENSEN, Steven Scott residing at 38820 Judie Way, Fremont, CA 94536, USA; FERRO, Allison Albrecht residing at 4714 Valpey Park Ave, Fremont, CA 94538, USA; DEWEY, David A. residing at 750 San Miguel Avenue, Sunnyvale, California 94086, USA

Hereby sell, assign and transfer to Lumenis Inc., located at 20 West 55th, 9th Floor, New York, NY 10019 USA its successors, assigns and legal representatives (hereinafter, the "Assignee"), the entire right, title and interest for all countries, in and to any and all inventions which are disclosed and claimed, and as possessed by the undersigned, any and all inventions which are disclosed but not claimed in the application for United States Application No. 10/531,691, filed April 18, 2005, which is a National Phase Application of PCT International Application No. PCT/US2003/29132, PCT International filing date October 16, 2003 and is entitled:

**SYSTEM, METHOD, AND APPARATUS TO PROVIDE LASER BEAMS OF TWO OR
MORE WAVELENGTHS**

and in and to said application and all divisional, continuing, substitute, renewal, reissue, and all other applications for U.S. Letters Patent or other related property rights in any and all foreign countries which have been or shall be filed on any of said inventions disclosed in said application; and in and to all original and reissued patents or related foreign documents which have been or shall be issued on said inventions;

Authorize and request the Commissioner of Patents of the United States to issue to said Assignee, the corporation above named, its successors, assigns and legal representatives, in accordance with this assignment, any and all United States Letters Patent on said inventions or any of them disclosed in said application;

Agree that said Assignee may apply for and receive foreign Letters Patent or rights of any other kind for said inventions, or any of them; and may claim, in applications for said foreign Letters Patent or other rights, the priority of the aforesaid United States patent application under the provisions of the International Convention of 1883 and later modifications thereof, under the Patent Cooperation Treaty, under the European Patent Convention or under any other available international agreement; and that, when requested, without charge to, but at the expense of, said Assignee, its

successors, assigns and legal representatives, to carry out in good faith the intent and purpose of this assignment, the under-signed or the undersigned's executors or administrators will, for the United States and all foreign countries, execute all divisional, continuing, substitute, renewal, reissue, and all other patent applications or other documents on any and all said inventions; execute all rightful oaths, assignments, powers of attorney and other papers; communicate to said Assignee, its successors, assigns and representatives, all facts known and documents available to the undersigned relating to said inventions and the history thereof; testify in all legal proceedings; and generally do everything possible which said Assignee, its successors, assigns or representatives shall consider desirable for aiding in securing, maintaining and enforcing proper patent protection for said inventions and for vesting title to said inventions and all applications for patents or related foreign rights and all patents on said inventions, in said Assignee, its successors, assigns and legal representatives; and

COVENANT with said Assignee, its successors, assigns and legal representatives that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been made to others by the undersigned, and that full right to convey the same as herein expressed is possessed by the undersigned.

FULL NAME OF INVENTOR: MORDAUNT, David Haydn	FULL NAME OF WITNESS:
SIGNATURE OF INVENTOR:	SIGNATURE OF WITNESS:
DATE: _____ (day / month / year)	ADDRESS OF WITNESS:

FULL NAME OF INVENTOR: CHRISTENSEN, Steven Scott	FULL NAME OF WITNESS:
SIGNATURE OF INVENTOR:	SIGNATURE OF WITNESS:
DATE: _____ (day / month / year)	ADDRESS OF WITNESS:

FULL NAME OF INVENTOR: FERRO, Allison Albrecht	FULL NAME OF WITNESS:
SIGNATURE OF INVENTOR:	SIGNATURE OF WITNESS:
DATE: _____ (day / month / year)	ADDRESS OF WITNESS:

FULL NAME OF INVENTOR: DEWEY, David A.	FULL NAME OF WITNESS:
SIGNATURE OF INVENTOR:	SIGNATURE OF WITNESS:
DATE: _____ (day / month / year)	ADDRESS OF WITNESS:

Exhibit B

Pearl Cohen Zedek Latzer

From: Pearl Cohen Zedek Latzer
Sent: Thursday, 12-October-2006 10:18 AM
To: 'MORDAUNT BIZ@AOL.COM'
Cc: Zeev Pearl
Subject: OUR REF: P-5458-US YOUR REF: PLEASE ADVISE



SCN_20061012094
642_001.pdf (15...

Dear David,

Please find attached correspondence regarding the above-referenced case.
Regards,

Pearl Cohen Zedek Latzer

P.S. Please do not reply to this email address, please contact the attorney handling this case.
Thank you.



PEARL COHEN ZEDEK LATZER

5 Shenkar Street
PO Box 12704
Herzlia 46733
Israel
Tel: +972 9 972 8000
Fax: +972 9 972 8001

1500 Broadway
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New York, NY 10036
USA
Tel: 646 878 0800
Fax: 646 878 0801

www.pczlaw.com

October 12, 2006

Direct Dial: 646-878-0808

Direct E-mail: Guy.Yonay@pczlaw.com

Via E-Mail

E-mail: mordauntbiz@aol.com

Nachman Cohen-Zedek**
Zeev Pearl*
Mark S. Cohen**
Doron Latzer**
Guy Yonay**
Joel M. Stein*
Kalia Klein
Daniel Bustanai
Dor Cohen-Zedek
Yosi Barkai*
Hilf Blum*
Ohad Mayblum
Oded Kadosh**
Netta Nashlevich
Dov Gilad Cohen
Idan Frydman
Sagil Sazgar
Yossi Markovitch
Inbal Perlstein
Abishag Levy

Senior Counsel (not admitted in Israel)
David A. Loewenstein**
Caleb Pollack**
Robert Schaffer**
Francine Allandary*

Admitted in Other Jurisdictions
Nathaniel B. Buchek*
Guy Levi, Ph.D.**
Danielle Gordon*
Clyde Shuman*
Amie Frishman*

Patent Attorneys/Agents
Naomi Liver, M.Sc.*
Irit Gordon, Ph.D.*
Rachel Teitelbaum, Ph.D.*
Marc Tritel, Ph.D.*
Michael A. Yamin, Ph.D.*
Tamar van der Boom, Ph.D.*

Scientific Advisors
Dror Shifan, Ph.D.
Michal Moav, B.Sc. EE
Yafra Schindler, Ph.D.
Assaf Geyra, Ph.D.
Yamima Eadan, B.Sc.
Tami Ben Ari, B.Sc.
Na'ama Gordon, M.Sc.
Daniela Heimlich, B.Sc.
Larry Hausman, M.E.E.
Trademark Specialist
Anat Hanania, LL.B.

* admitted in New York
** also admitted in other jurisdictions
* Israeli patent attorney
* admitted to the USPTO
Shlomo Cohen-Zedek (1905-1997)

David Haydn Mordaunt
32116 Summit Road
Los Gatos, CA 95033

RE: US Patent Application
National Phase of PCT/US03/29132
SYSTEM, METHOD, AND APPARATUS TO PROVIDE LASER
BEAMS OF TWO OR MORE WAVELENGTHS
Inventor(s): MORDAUNT, David Haydn et al.
Assignee(s): Lumenis Inc
US Serial No.: 10/531,691
US Filing Date: 18-Apr-2005
Your reference: Please advise
Our reference: P-5458-US (183250)

Dear David:

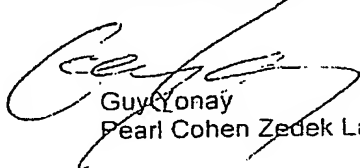
Thank you for returning to us the signed inventor Declaration in the above-referenced patent application dated December 22, 2005. Since then, however, we have added David A. Dewey as an inventor. Therefore, according to the law, we are required to submit a revised Declaration naming all four inventors.

Kindly sign and return the enclosed revised Declaration document to us by fax or scan/email to the above contact information.

Please note that the USPTO has given us until December 2, 2006 to submit these papers. We apologize for the inconvenience; however, we will appreciate receiving the signed documents as soon as possible. Please feel free to contact me with any questions at (646) 878-0808.

Thank you in advance

Yours sincerely,


Guy Yonay
Pearl Cohen Zedek Latzer

cc: Zeev Pearl
P:\P-5400\5458\US\drafts\Ltr_Mordaunt OCT06 doc (shb)



Attorney Docket No.: P-5458-US

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below under my name.

I believe that I am the original and first sole inventor or an original and first joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

SYSTEM, METHOD, AND APPARATUS TO PROVIDE LASER BEAMS OF TWO OR MORE WAVELENGTHS

the Specification of which

☐ is attached hereto
☒ was filed on April 18, 2005
as United States Application Number or PCT International
Application No. 10/531,691
and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified Specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, 1.56.

I hereby claim priority under Title 35, United States Code, §119 of any provisional application filed in the United States in accordance with 35 U.S.C. §119(e), or any application for patent that has been converted to a Provisional Application within one (1) year of its filing date, or any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

PRIOR FILED APPLICATION(S)

<u>APPLICATION NUMBER</u>	<u>COUNTRY</u>	<u>(DAY/MONTH/YEAR FILED)</u>	<u>PRIORITY CLAIMED</u>
PCT/US2003/029132	US	October 16, 2003	YES
60/418,719	US	October 17, 2002	YES

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application listed below, and, insofar as the subject matter of each of the claims of this application is not disclosed in any prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56, which occurred

between the filing date of the prior application and the national or PCT international filing date of this application:

APPLICATION NO	FILING DATE (DAY/MONTH/YEAR)	STATUS – PATENTED, PENDING, ABANDONED
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I hereby appoint as my attorney(s) and agent(s) Mark S. Cohen (Attorney, Registration No. 42,425) or Caleb Pollack (Attorney, Registration No. 37,912) or Guy Yonay (Attorney, Registration No. 52,388) or Guy Levi (Attorney, Registration No. 55,376) or Naim Shichrur (Agent, Registration No. 56,248) or Rachel Teitelbaum (Agent, Registration No. 56,708) or David A. Loewenstein (Attorney, Registration No. 35,591) or Robert D. Schaffer (Attorney, Registration No. 33,775), said attorney(s) and agent(s) with full power of substitution and revocation to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. These attorneys and agents are associated with Customer Number 49443.

Please address all correspondence regarding this application to:

PEARL COHEN ZEDEK LATZER, LLP
1500 BROADWAY, 12TH FLOOR
NEW YORK, NEW YORK 10036

Customer No. 49443

Direct all telephone calls to (646) 878-0800 and all facsimiles at (646) 878-0801.


I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

FULL NAME OF INVENTOR: MORDAUNT, David Haydn

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COUNTRY OF CITIZENSHIP: United Kingdom

FULL POST OFFICE ADDRESS: same

SIGNATURE OF INVENTOR  _____

DATE _____
(day / month / year)

FULL NAME OF INVENTOR: CHRISTENSEN, Steven Scott

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COUNTRY OF CITIZENSHIP: USA

FULL POST OFFICE ADDRESS: same

SIGNATURE OF INVENTOR _____

DATE _____
(day / month / year)

FULL NAME OF INVENTOR: FERRO, Allison Albrecht

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FULL POST OFFICE ADDRESS: same

SIGNATURE OF INVENTOR _____

DATE _____
(day / month / year)

FULL NAME OF INVENTOR: DEWEY, David A.

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COUNTRY OF CITIZENSHIP: USA

FULL POST OFFICE ADDRESS: same

SIGNATURE OF INVENTOR _____

DATE _____
(day / month / year)